

Rec'd PCT/PTO 22 JUL 2004

PCT/PTO 2003 / 000287

21 MARCH 2003



INVESTOR IN PEOPLE

The Patent Office  
Concept House  
Cardiff Road  
Newport  
South Wales  
NP10 8QQ

REC'D 02 MAY 2003

WIPO PCT



## PRIORITY DOCUMENT

SUBMITTED OR TRANSMITTED IN  
COMPLIANCE WITH RULE 17.1(a) OR (b)

I, the undersigned, being an officer duly authorised in accordance with Section 74(1) and (4) of the Deregulation & Contracting Out Act 1994, to sign and issue certificates on behalf of the Comptroller-General, hereby certify that annexed hereto is a true copy of the documents as originally filed in connection with the patent application identified therein.

In accordance with the Patents (Companies Re-registration) Rules 1982, if a company named in this certificate and any accompanying documents has re-registered under the Companies Act 1980 with the same name as that with which it was registered immediately before re-registration save for the substitution as, or inclusion as, the last part of the name of the words "public limited company" or their equivalents in Welsh, references to the name of the company in this certificate and any accompanying documents shall be treated as references to the name with which it is so re-registered.

In accordance with the rules, the words "public limited company" may be replaced by p.l.c., plc, P.L.C. or PLC.

Re-registration under the Companies Act does not constitute a new legal entity but merely subjects the company to certain additional company law rules.

Signed

Dated 28 January 2003



An Executive Agency of the Department of Trade and Industry

BEST AVAILABLE COPY

Act 1977

(16)

# Request for grant of a patent

(See the notes on the back of this form. You can also get an explanatory leaflet from the Patent Office to help you fill in this form)



The Patent Office

Concept House  
Cardiff Road  
Newport  
South Wales NP10 8QQ

1. Your reference TBA/NT/59509/000

2. Patent application number  
(The Patent Office will fill in this part) **0201507.1**

3. Full name, address and postcode of the or of each applicant (underline all surnames)  
BESPAK plc  
Bergen Way  
North Lynn Industrial Estate  
KING'S LYNN  
Norfolk, PE30 2JJ  
UNITED KINGDOM

Patents ADP number (if you know it)

If the applicant is a corporate body, give the country/state of its incorporation

England and Wales

338049002

4. Title of the invention Dispensing Device

5. Name of your agent (if you have one) BOULT WADE TENNANT

"Address for service" in the United Kingdom to which all correspondence should be sent (including the postcode)

VERULAM GARDENS  
70 GRAY'S INN ROAD  
LONDON WC1X 8BT

Patents ADP number (if you know it)

42001

6. If you are declaring priority from one or more earlier patent applications, give the country and the date of filing of the or of each of these earlier applications and (if you know it) the or each application number

Country

Priority application number (if you know it)

Date of filing (day/month/year)

7. If this application is divided or otherwise derived from an earlier UK application, give the number and the filing date of the earlier application

Number of earlier application

Date of filing (day / month / year)

8. Is a statement of inventorship and of right to grant of a patent required in support of this request? YES

(Answer 'Yes' if:  
a) any applicant named in part 3 is not an inventor, or  
b) there is an inventor who is not named as an applicant, or  
c) any named applicant is a corporate body.  
See note (d))

# Patents Form 1/77

9. Enter the number of sheets for any of the following items you are filing with this form. Do not count copies of the same document

Continuation sheets of this form

Description 9

Claim(s) 3

Abstract

Drawing(s) 1

10. If you are also filing any of the following, state how many against each item.

Priority documents

Translations of priority documents

Statement of inventorship and right to grant of a patent (Patents Form 7/77)

Request for preliminary examination and search (Patents Form 9/77) 1

Request for substantive examination (Patents Form 10/77) 1

Any other documents (Please specify)

11

I/We request the grant of a patent on the basis of this application.

Signature

Date

23 January 2002

12.

Name and daytime telephone number of person to contact in the United Kingdom

T. B. Alexander  
020 7430 7500

## Warning

After an application for a patent has been filed, the Comptroller of the Patent Office will consider whether publication or communication of the invention should be prohibited or restricted under Section 22 of the Patents Act 1977. You will be informed if it is necessary to prohibit or restrict your invention in this way. Furthermore, if you live in the United Kingdom, Section 23 of the Patents Act 1977 stops you from applying for a patent abroad without first getting written permission from the Patent Office unless an application has been filed at least 6 weeks beforehand in the United Kingdom for a patent for the same invention and either no direction prohibiting publication or communication has been given, or any such direction has been revoked.

## Notes

a) If you need help to fill in this form or you have any questions, please contact the Patent Office on 01645 500505.

b) Write your answers in capital letters using black ink or you may type them.

c) If there is not enough space for all the relevant details on any part of this form, please continue on a separate sheet of paper and write "see continuation sheet" in the relevant part(s). Any continuation sheet should be attached to this form.

d) If you have answered 'Yes' Patents Form 7/77 will need to be filed.

e) Once you have filled in the form you must remember to sign and date it.

f) For details of the fee and ways to pay please contact the Patent Office.

Patents Form 1/77

DISPENSING DEVICE

5 The invention relates to dispensing devices and, particularly to dispensing devices for dispensing medicaments in suspension in a spray form.

10 Delivery systems are known for administering liquids in spray form. One such system is described in published application WO91/15303. A problem has been found with dispensing liquids, including medicaments, which are formed from suspensions using such devices. It is a requirement of such devices that the liquid medicament is stored without any air being present in the medicament cartridge or medicament vial. This is due to the fact that the air  
15 can cause degradation of the medicament, because of the dangers of injecting air into the patient, especially where the medicament is used intravenously, and also the inconsistency in shot weight which occurs when air is present. As a result, the vials or  
20 cartridges or other containers for the medicament are formed with no air space. A problem has been found with dispensing suspensions from such vials or cartridges since it has been found that over time, the suspended element of the suspension settles out from  
25 the liquid carrier. In order for a correct dosage to be dispensed, it is therefore necessary to agitate the medicament to resuspend the medicament in the liquid carrier. This is not easy to achieve efficiently with many suspensions in a medicament vial or cartridge  
30 where there is no air space or other head space.

The present invention provides a method of dispensing a liquid suspension from a reservoir of a liquid suspension held in a delivery system, wherein the reservoir of liquid suspension is of the type  
35 which is normally isolated from atmosphere, comprising the steps of:

- a) increasing the volume of the reservoir above

an initial volume so as to reduce the pressure in the reservoir to below atmospheric;

- b) agitating the liquid suspension;
- 5 c) reducing the volume of the reservoir to the initial volume; and
- d) subsequently dispensing at least a portion of the liquid suspension from the reservoir.

~~The present invention also provides a delivery~~  
10 system for dispensing a liquid suspension comprising a reservoir of the liquid suspension of the type which is normally isolated from atmosphere, means for creating at least a partial vacuum in the reservoir of liquid suspension and means for dispensing at least a  
15 portion of the liquid from the reservoir subsequent to agitation of the liquid suspension.

The present invention also provides use of the delivery system.

20 An embodiment of the present invention will now be described, by way of example only, with reference to the accompanying drawing, which is a sectional elevation through a dispensing device according to the invention.

25 Referring to Figure 1, there is illustrated a dispensing device intended for dispensing a liquid medicament in the form of a spray. The device forms a delivery system which is particularly suitable for nasal administration of a medicament.

30 The dispensing device comprises a drive unit 10, a dispenser housing 11, a nozzle 143 and a protective cap 170.

The dispenser housing 11 is a cylindrical tube. A generally cylindrical housing 141 is received slidingly inside, and connected to, the dispenser  
35 housing 11 by means of a snap-fit co-operating feature 62. The generally cylindrical housing 141 has a stepped end 142 which is generally closed off and

connects to the nozzle 143 of the device and includes at its other end a piston 22 which is sealingly received in the cartridge 141 so as to isolate the contents of the cartridge 141 from atmosphere when the  
5 nozzle 143 is in the closed position. The drive unit 10 is arranged to move the piston 22 to the left as viewed in Figure 1 by pre-selected distances corresponding to pre-selected doses of medicament stored in the device which are to be dispensed. The  
10 operation of the drive unit 10 will be described further below.

The stepped end 142 of the generally cylindrical housing 141, which serves as a medicament cartridge, is closed off by a valve cap 145 having a central  
15 aperture 146 fixed to the end of the cartridge 141 and trapping a valve seat 147 between the valve cap 145 and the open end of stepped portion 142 of the cartridge 141.

The nozzle 143 of the device comprises outer and  
20 inner nested components 149 and 150 which define between them a flow path for medicament to be dispensed. The nozzle 143 is of the type designed to dispense a pressurised liquid passing through the nozzle in the form of a spray. The construction of  
25 the nozzle 143 may be, for example, as described in published European patent application 0 308 100. In summary, an axially extending channel 152 is defined between the inner and outer components 149, 150 leading to a swirl chamber 153 and outlet orifice 154  
30 of the device. The inner end of the inner nested component 150 includes a tapered peg 156 which is fitted in a tapered bore of a valve core 158. The valve core 158 includes an enlarged portion 159, the shoulder of which engages the valve seat 147 to  
35 isolate the contents of cartridge 141 from the atmosphere when the device is not in use.

When the portion 159 is unseated from valve seat

147, medicament may flow into the nozzle 143 through side holes 160 in the valve core 158 and thence through a flow path formed between tapered peg 156 and the bore in which it seats. This connects in turn  
5 with axial bore 152 in nozzle 143.

The inner and outer nested components 149, 150 of the nozzle 143 and the valve core 158 are fixed together to move as a single component. The assembly  
~~of nozzle and valve core is moved by a slider 162~~  
10 including finger grips 163 which is fixed to a skirt portion 164 of the outer component 149 of the nozzle assembly. As shown in Figure 1, the attachment of the slider 162 to the skirt portion 164 is by means of an inter-engaging annular bead and groove 166, 167 which  
15 snap-fit together. The assembly of nozzle 143 and valve stem 158 is urged into its normally closed position by spring 169 located between an inner surface of outer nozzle component 149 and valve cap 145.

20 The dispensing device 140 also includes a cap 170 which fits over the cartridge 141 enclosing the nozzle assembly 143 and includes a clip 171 similar to a pen cap.

In use of the device 140, the cap 170 is first  
25 removed. The device is then pre-loaded (as will be described below) to dispense a pre-selected quantity of medicament by selecting the required dose on the drive unit 10. The user then applies nozzle 143 to the point at which the medicament is to be introduced  
30 (for example, a nostril) and slides the slider 162 relative to the cartridge 141 thereby unseating the valve stem 158 from the valve seat 147 and allowing a portion of the medicament stored in the reservoir of the cartridge 141 to be dispensed.

35 The drive unit 10 of the dispensing device is located in housing 11. The end of housing 11 remote from nozzle 143 is closed off a cap 44. The housing 11

is open at the other end 61 for receiving the cartridge 141 as described above. A plunger 40 extends from end cap 44 towards piston member 22 and the drive unit 10 is operable to cause the plunger 40 to move axially towards nozzle 143 by a fixed distance determined by a dose selector (not shown) which is incorporated in end cap 44. The end cap 44 is rotatably mounted on the end of the housing 11 remote from plunger 40. Axial movement of the plunger 40 by said fixed distance causes the piston 22 to be urged to move the same distance to dispense the selected dose of the liquid medicament as described above.

The plunger 40 has an integrally formed thread 45 of a large lead angle. The plunger 40 slides axially within a plunger guide 43 which comprises inwardly directed teeth 49 which engage the thread 45 of the plunger 40. The plunger guide 43 is coupled to end cap 44 by co-operating bead and groove formations 54 and 53 which snap-fit together. The plunger guide 43 is rotatably fixed relative to the end cap 44 such that rotation of end cap 44 causes plunger guide 43 also to rotate. Rotation of plunger guide 43 in turn urges plunger 40 to move axially towards nozzle 143 by means of the engagement between teeth 49 and thread 45.

The plunger guide 43 comprises a number of circumferentially spaced ribs 51 which extend from an outer surface of the plunger guide 43 towards the inner wall of housing 11. The inner wall of housing 11 is provided with a matching number of T-shaped channels 52 in which the distal edges of ribs 51 are received. As shown in Figure 1, the channels 52 extend axially from open end 61 to a point axially to the right of ribs 51 when in the position shown in Figure 1.

A spring 48 is provided seated between an end face of the ribs 51 nearest of the end cap 44 and a



spring seat 50 provided on an inwardly directed flange of the housing 11. The spring 48 acts to urge the plunger guide 43 towards the left as shown in Figure 1.

5       The plunger guide 43 further comprises an end face 71 directed towards nozzle 143 which is provided with a series of teeth (not shown) which engage matching teeth on a ratchet disc 72 located between  
~~the plunger guide 43 and the cartridge 141. The~~

10       ratchet disc 72 is rotationally fixed relative to cartridge 141. The matching sets of teeth are directed relative to one another such that relative rotation between the plunger guide 43 and the ratchet disc 72 is possible in only one direction.

15       In use to dispense a dose the end cap 44 is rotated which in turn rotates plunger guide 43 and also housing 11 by means of the engagement of the ribs 51 in the channels 52. The ratchet disc 72 and teeth on the end face 71 of the plunger guide 43 prevent  
20       rotation of the plunger guide 43 in the opposite direction. Rotation of the plunger guide 43 acts on the thread 45 of the plunger 40 through the teeth 49. Due to the incompressibility of the liquid medicament 21, the piston member 22 is unable to move towards the  
25       left as shown in Figure 1 whilst the nozzle 143 is in the closed position. Hence, rotation of end cap 44 causes the plunger guide 43 and end cap 44 to move to the right as shown in Figure 1 so as to accommodate the relative rotational movement between the thread 45 and teeth 49. As a result, the end cap 44, plunger  
30       guide 43 and ribs 51 move towards the right as shown in Figure 1, compressing the spring 48 between the end face of ribs 51 and the spring seat 50 so as to charge the drive unit 10 with stored spring energy. Co-  
35       operating formation 62 prevents housing 11 moving to the left as viewed in Figure 1 under action of spring 48 as the spring force of spring 48 is insufficient to

unseat the co-operating formation 62. An end face 55 of the T-shaped channels 52 acts as a limiter on the axial movement of the ribs 51 towards the right as shown in Figure 1 so as to limit the energy stored in spring 48. Alternatively, the dose selector incorporated in end cap 44 may comprise means for limiting the rotation of end cap 44 during charging.

Once charged, the nozzle 143 is operated as described above by movement of the slider 162. At the point when the flow path to the outlet orifice 145 opens, the liquid medicament 21 is able to be dispensed, accommodating movement of the piston member to the left as shown in Figure 1. At this point, spring 48 urges the ribs 51, plunger guide 43, dose selector 44 and plunger 40 to move to the left with piston member 22 to dispense the pre-selected dose of liquid medicament 21. The device is then ready to be re-charged for a subsequent actuation.

A problem has been found with dispensing liquid medicaments which are formed from suspensions using devices such as the one described above. It is a requirement of such devices that the liquid medicament 21 is stored without any air being present in the medicament cartridge 141 or medicament vial. This is due to the fact that the air can cause degradation of the medicament, because of the dangers of injecting air into the patient, especially where the medicament 21 is used intravenously, and also the inconsistency in shot weight which occurs when air is present. As a result, the vials or cartridges or other containers for the medicament 21 are formed with no air space. A problem has been found with dispensing suspensions from such vials or cartridges since it has been found that over time, the suspended element of the suspension settles out from the liquid carrier. In order for a correct dosage to be dispensed, it is therefore necessary to agitate the medicament to

resuspend the medicament in the liquid carrier. This is not easy to achieve efficiently with many suspensions in a medicament vial or cartridge where there is no air space or other head space, especially  
5 where the user is elderly or infirm.

The present invention overcomes this problem by providing means for creating a vacuum or partial vacuum in the normally air free medicament vial or  
cartridge.

10 Referring to Figure 1, a portion of the cartridge 141 is provided with an external screw thread on which is mounted a threaded nut 60 which abuts the open end 61 of the housing 11. In addition, end cap 44 is provided with a circumferential channel 63 in which is  
15 received the opposite end of the housing 11. In use, before operating the end cap 44 to charge the device for dispensation, the threaded nut 60 is rotated so as to move the threaded nut 60 to the right as viewed in Figure 1 along the external thread of the cartridge  
20 141. The movement of the threaded nut 60 to the right as shown in Figure 1 forces the housing 11 and, by means of the engagement of the end of housing 11 in the circumferential channel 63, the end cap 44 to the right as viewed in Figure 1. The rotation of the nut  
25 60 provides sufficient force to unseat the co-operating formation 62 to allow the housing 11 to slide axially relative to the cartridge 141. The movement of the housing 11 in turn causes the piston member 22 to be moved to the right as viewed in Figure  
30 1 due to the engagement of the plunger 40, piston guide 43 and end cap 44. Consequently, operation of the threaded nut 60 produces an increase in volume of the cartridge and at the same time a reduction in pressure in the cartridge 141 below atmospheric since,  
35 with the nozzle 143 closed, the cartridge 141 is isolated from atmosphere. As such, a partial vacuum is created in the cartridge 141. The user then

agitates the cartridge 141 by shaking the device to resuspend the suspension. The threaded nut 60 is then rotated in the opposite sense to return it to its original position. At the same time the suction effect of the partial vacuum in the cartridge 141 draws the piston member 22 back to its original position causing the co-operating formation 62 to re-engage. To aid re-engagement the faces of the co-operating formation contacting one another on re-engagement may be tapered so as to urge the formations to ride over one another.

Once the co-operating formations 62 are re-engaged, the device is ready to be charged and fired in the same manner as described above.

The present invention is not limited to the device described above which is provided as merely an illustrative example. The present invention provides equal application with both single dose and multiple dose devices. The medicament may be provided in a replaceable cartridge, vial or other container. Alternatively, the medicament may be provided in a chamber formed as part of the housing of the device, especially where the device is a single dose dispenser.

Other drive units may be used to power the dispensation of the medicament. One example is described in published European Patent application 0338806.

Other means of sealing the nozzle 143 and other nozzle types may be used without departing from the scope of the present invention.

The delivery system may be adapted for other types of administration, for example oral or sublingual.

Claims:

1. A method of dispensing a liquid suspension from a reservoir of a liquid suspension held in a delivery system, wherein the reservoir of liquid suspension is of the type which is normally isolated from atmosphere, comprising the steps of:
  - a) ~~increasing the volume of the reservoir above~~ an initial volume so as to reduce the pressure in the reservoir to below atmospheric;
  - b) agitating the liquid suspension;
  - c) reducing the volume of the reservoir to the initial volume; and
  - d) subsequently dispensing at least a portion of the liquid suspension from the reservoir.
2. The method of claim 1 wherein at least a partial vacuum is created in the reservoir during step a).
3. The method of claim 2 wherein the delivery system comprises a piston member engageable in the reservoir and the at least partial vacuum is created by partially withdrawing the piston member from the reservoir.
4. The method of any of claims 1 to 3 wherein the liquid is dispensed by pressurising the reservoir to a level above atmospheric in step d).
5. A delivery system for dispensing a liquid suspension comprising a reservoir of the liquid suspension of the type which is normally isolated from atmosphere, means for creating at least a partial vacuum in the reservoir of liquid

suspension and means for dispensing at least a portion of the liquid from the reservoir subsequent to agitation of the liquid suspension.

- 5     6.    The delivery system of claim 5 wherein the means  
for creating at least a partial vacuum in the  
reservoir of liquid suspension comprises means  
for increasing the volume of the reservoir while  
maintaining the reservoir isolated from  
10     atmosphere.
7.    The delivery system of claim 6 further comprising  
a piston member engageable in the reservoir.
- 15    8.    The delivery system of claim 7 further comprising  
means for at least partially withdrawing the  
piston member from the reservoir so as to  
increase the volume of the reservoir.
- 20    9.    The delivery system of claim 8 wherein the means  
for withdrawing the piston member comprises a  
rotatable member rotation of which urges the  
piston member to withdraw from the reservoir.
- 25    10.   The delivery system of any of claims 5 to 9  
wherein the reservoir contains a single dose of  
the liquid suspension.
- 30    11.   The delivery system of claim 10 wherein the  
reservoir is integrally formed with the delivery  
system.
- 35    12.   The delivery system of any of claims 5 to 9  
wherein the reservoir contains multiple doses of  
the liquid suspension.
13.   The delivery system of claim 12 wherein the

reservoir is integrally formed with the delivery system.

5       14. The delivery system of claim 12 wherein the reservoir is a replaceable component of the delivery system.

10       15. The delivery system of claim 14 wherein the ~~reservoir is a vial, ampule or similar cartridge.~~

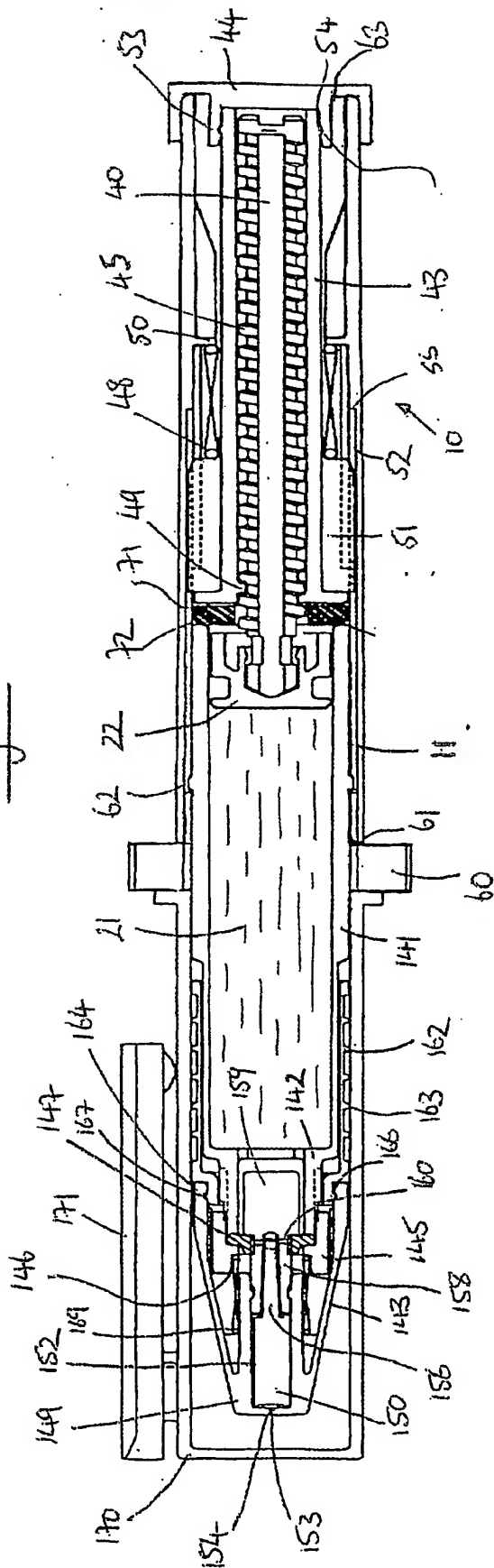
16. The delivery system of any of claims 5 to 15 wherein the delivery system is adapted for nasal use.

15       17. The delivery system of any of claims 5 to 15 wherein the delivery system is adapted for oral use.

20       18. Use of the delivery system of any of claims 5 to 17.

25       19. A delivery system substantially as hereinbefore described with reference to or as shown in the accompanying drawings.

Fig. 1





**This Page is Inserted by IFW Indexing and Scanning  
Operations and is not part of the Official Record**

**BEST AVAILABLE IMAGES**

Defective images within this document are accurate representations of the original documents submitted by the applicant.

Defects in the images include but are not limited to the items checked:

- ☒ **BLACK BORDERS**
- ☐ **IMAGE CUT OFF AT TOP, BOTTOM OR SIDES**
- ☒ **FADED TEXT OR DRAWING**
- ☐ **BLURRED OR ILLEGIBLE TEXT OR DRAWING**
- ☐ **SKEWED/SLANTED IMAGES**
- ☐ **COLOR OR BLACK AND WHITE PHOTOGRAPHS**
- ☐ **GRAY SCALE DOCUMENTS**
- ☒ **LINES OR MARKS ON ORIGINAL DOCUMENT**
- ☐ **REFERENCE(S) OR EXHIBIT(S) SUBMITTED ARE POOR QUALITY**
- ☐ **OTHER:** \_\_\_\_\_

**IMAGES ARE BEST AVAILABLE COPY.**

**As rescanning these documents will not correct the image problems checked, please do not report these problems to the IFW Image Problem Mailbox.**